



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Hayden et al

Serial No: 09/526,193

Art Unit: 1652

Filed: 15 March 2000

Examiner: Steadman, D.

TITLE: METHODS AND REAGENTS FOR MODULATING  
CHOLESTEROL LEVELS

Docket No.: 760050-19

31 March 2004

Certificate of Correction Branch  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Certificate  
APR 05 2004  
of Correction

TRANSMITTAL

Sir:

Patentee herewith submits the following:

1. Request for Certificate of Correction Under 37 C.F.R. 1.322;
2. Exhibit A (2 copies of Form 1050);
3. Exhibit B (Copy of Issued Specification and Claims of Patent 6,617,122);
4. Exhibit C (Copy of Application as filed);
5. Exhibit D (Copy of Amendment Under 37 C.F.R. 1.116 – 16 sheets);
6. Exhibit E (Copy of Notice of Allowability and Examiner's Amendment – 4 sheets);
7. Exhibit F (Copy of Petition to Remove Inventor – 2 sheets);
8. Exhibit G (Copy of PTO Correspondence Granting Petition – 2 sheets);

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2004

9. Exhibit H (Copy of Notices of Recordation of Assignment – 2 sheets);
10. Check for \$100 to cover cost of Certificate of Correction; and
11. Self-addressed, Postage-paid Return Postcard.

No additional fee is believed due in filing this paper. The Commissioner is requested to charge any additional fees, or credit any refunds, to Deposit Acc't No. 03-0678.

**EXPRESS MAIL CERTIFICATE**

**Express Mail Label No. EL998937062US**

**Deposit Date: 31 March 2004**

**I hereby certify that this paper and the attachments hereto are being deposited today with the U.S. Postal Service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above addressed to:**

**Certificate of Correction Branch  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

  
**Alan J. Grant, Esq.**

3/31/04  
**Date**

Respectfully submitted,



Alan J. Grant, Esq.  
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**REQUEST FOR CERTIFICATE OF CORRECTION UNDER 37 C.F.R. 1.322**

Sir:

The inventors of the above-referenced patent application request that a Certificate of Correction be issued for this patent based on the discovery of errors made.

Documents supporting a finding of such errors are attached hereto as Exhibits A through C comprising a copy of the cover page, specification and claims sections of issued patent 6,617,122 as Exhibit B and a copy of the original specification as filed as Exhibit C. In addition, 2 copies of Form 1050 (Exhibit A) indicating the nature and location of said errors in the issued patent.

The errors, and references supporting the need for correction, are as follows:

On the Cover Page:

1. On the cover page at field (75) Inventors, delete "Simon N. Pimstone, Vancouver (CA)" In support of this correction, Applicants submit herewith Exhibit F, a copy of Applicants' Petition of 19 May 2003, requesting that Simon N. Pimstone be removed as a named inventor. Applicants also submit as Exhibit G a copy of the correspondence from the USPTO granting said Petition.

2. On the cover page, at field (73) Assignee, after (CA) insert "University of British Columbia, Vancouver (CA)" Applicant is adding this assignee in accordance with the assignments filed during prosecution. In support, Applicants submit Exhibit H showing recordation of the assignment from Inventor Hayden to this additional assignee.

In the Specification:

1. At column 9, line 18, delete "questions" and insert therefor "question" as supported by the application as filed (Exhibit C) at page 16, line 24.

2. At column 9, line 37, delete "YAC" and insert therefor "YACs" as supported by the application as filed (Exhibit C) at page 17, line 11.

3. At column 17, line 48, delete "429433" and insert therefor "429-433" as supported by the application as filed (Exhibit C) at page 32, line 9.

4. At column 20, line 67, delete "Arterioscier" and insert therefor "Arterioscler" as supported by the application as filed (Exhibit C) at page 39, line 11.

Serial No.: 09/526,193  
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5. At column 31, line 42, delete "trails" and insert therefor "trials" as supported by the application as filed (Exhibit C) at page 59, line 18.

6. At column 32, line 54, delete "an" and insert therefor "a" as supported by the application as filed (Exhibit C) at page 61, line 24.

7. At column 33, line 37, delete "a" as supported by the application as filed (Exhibit C) at page 63, line 9.

8. At column 38, line 61, delete "a" as supported by the application as filed (Exhibit C) at page 73, line 23.

9. At column 40, line 41, delete "or" and insert therefor "for" as supported by the application as filed (Exhibit C) at page 77, line 6.

10. At column 42, line 34, delete "an" and insert therefor "a" as supported by the application as filed (Exhibit C) at page 80, line 21.

11. At column 42, line 51, delete "some these" and insert therefor "some of these" as supported by the application as filed (Exhibit C) at page 81, line 8.

12. At column 43, line 8, delete "α" and insert therefor "a" as supported by the application as filed (Exhibit C) at page 82, line 1.

13. At column 43, line 16, delete "Cfor Tat" and insert therefor "C for A at" as supported by the application as filed (Exhibit C) at page 82, line 7.

14. At column 43, line 21, delete "ofA" and insert therefor "of A" as supported by the application as filed (Exhibit C) at page 82, line 11.

Serial No.: 09/526,193  
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15. At column 43, line 32, delete "Cfor" and insert therefor "C for" as supported by the application as filed (Exhibit C) at page 82, line 19.

16. At column 43, line 37, delete "Cfor" and insert therefor "C for" as supported by the application as filed (Exhibit C) at page 82, line 22.

17. At column 43, line 41, delete "ofA" and insert therefor "of A" as supported by the application as filed (Exhibit C) at page 82, line 25.

18. At column 44, line 6, delete "Cat" and insert therefor "C at" as supported by the application as filed (Exhibit C) at page 83, line 5.

19. At column 44, line 15, delete "ofGforA" and insert therefor "of G for A" as supported by the application as filed (Exhibit C) at page 83, line 12.

20. At column 44, line 21, delete "Gfor" and insert therefor "G for" as supported by the application as filed (Exhibit C) at page 83, line 16.

In the Claims:

1. At column 209, line 30, in claim 1, delete "ABC1 (ABC1)" and insert therefor "ATP Binding Cassette Transporter 1 (ABC1)" as supported in the Examiner's Amendment (attached hereto as Exhibit E) at page 3, ¶13, wherein patent claim 1 is application claim 135, as shown in the Rule 116 Amendment, at page 1 thereof, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

2. At column 210, line 47, in claim 17, delete "mammal" and insert therefor "human" as supported in the Examiner's Amendment (attached hereto as Exhibit E) at page 3, ¶14, wherein patent claim 17 is application claim 161, as shown in the Rule 116 Amendment, at page 2 thereof, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

3. At column 211, line 4, in claim 21, delete "mammalian" and insert therefor "human" as supported in the Examiner's Amendment (attached hereto as Exhibit E) at page 3, ¶15, wherein patent claim 21 is application claim 166, as shown in the Rule 116 Amendment, at page 2 thereof, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

4. At column 211, line 14, in claim 23, delete "ABC1 polypeptide" and insert therefor "human ABC1 protein" as supported in the Examiner's Amendment (attached hereto as Exhibit E) at page 3, ¶16, wherein patent claim 23 is application claim 169, as shown in the Rule 116 Amendment, at page 3 thereof, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

5. At column 211, line 20, in claim 24, delete "ABC1 polypeptide" and insert therefor "human ABC1 protein" as supported in the Examiner's Amendment (attached hereto as Exhibit E) at page 3, ¶17, wherein patent claim 24 is application claim 172, as shown in the Rule 116 Amendment, at page 3 thereof, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

6. At column 211, line 50, in claim 33, delete "includes ABC1" and insert therefor "includes an ABC1" as supported in the Examiner's Amendment (attached hereto as Exhibit E) at page 3, ¶18, wherein patent claim 33 is application claim 213, as shown in

Serial No.: 09/526,193  
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the Rule 116 Amendment, at page 4 thereof, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

7. At column 212, line 8, in claim 33, delete "identifyinc" and insert therefor "identifying" as supported in the Rule 116 Amendment, at page 4 thereof, wherein patent claim 33 is application claim 213, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

8. At column 212, line 43, in claim 48, delete "SED" and insert therefor "SEQ" as supported in the Rule 116 Amendment, at page 5 thereof, wherein patent claim 48 is application claim 228, filed by Applicant on 6 March 2003 (attached hereto as Exhibit D).

Applicants believe that such corrections add no new matter.

The undersigned declares further that any statements made herein are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application.

Applicant includes herewith a fee of \$100.00 because some of the errors were present in the application as filed. It is believed that no additional fee is due for filing of this request. However, if the Commissioner believes that a fee is due then the Commissioner is requested to charge any such fee to Deposit Account No. 03-0678.



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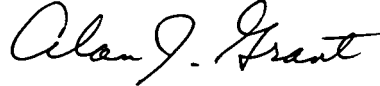
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